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5 UNITED STATES DISTRICT COURT  
6 WESTERN DISTRICT OF WASHINGTON  
7 AT SEATTLE

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9 MARK NELSON, et al.,  
10 Plaintiff(s),

11 v.

12 MCQUADE, et al.,  
13 Defendant(s).  
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CASE NO. 2:08-md-01919-MJP

ORDER SETTING TRIAL  
DATE & RELATED DATES

JURY TRIAL DATE	March 11, 2013
Deadline for joining additional parties	December 13, 2011
Deadline for filing amended pleadings	December 23, 2011
Reports from expert witness under FRCP 26(a)(2) due	August 13, 2012
All motions related to discovery must be filed by and noted on the motion calendar on the third Friday thereafter (see CR7(d))	September 12, 2012
Discovery completed by	October 12, 2012
All dispositive motions must be filed by and noted on the motion calendar on the fourth Friday thereafter (see CR7(d))	November 13, 2012
<b>Counsel are reminded of the requirement to provide courtesy copies of any motions with</b>	

1	<b>exhibits or other attachments exceeding 50 pages. Compliance with this requirement will facilitate timely consideration of your motion.</b>	
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3	Settlement conference per CR 39.1(c)(2) held no later than	January 10, 2013
4	Mediation per CR 39.1(c)(3) held no later than	February 4, 2013
5	All motions in limine must be filed by and noted on the motion calendar no earlier than the third Friday thereafter and no later than the Friday before the pretrial conference.	February 4, 2013
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7	Agreed pretrial order due	February 27, 2013
8	Pretrial conference	March 1, 2013 at 01:30 PM
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10	Trial briefs, proposed voir dire questions, proposed jury instructions, and trial exhibits:	March 6, 2013
11	Length of Jury Trial	15 day

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14 These dates are set at the direction of the Court after reviewing the joint

15 status report and discovery plan submitted by the parties. All other dates are

16 specified in the Local Civil Rules. If any of the dates identified in this Order or

17 the Local Civil Rules fall on a weekend or federal holiday, the act or event shall

18 be performed on the next business day. These are firm dates that can be changed

19 only by order of the Court, not by agreement of counsel or the parties. The

20 Court will alter these dates only upon good cause shown: failure to complete

discovery within the time allowed is not recognized as good cause.

21 If the trial date assigned to this matter creates an irreconcilable conflict,

22 counsel must notify the Deputy Clerk, Rhonda Miller, in writing within 10

23 days of the date of this Order and must set forth the exact nature of the conflict.

24 A failure to do so will be deemed a waiver. Counsel must be prepared to begin

25 trial on the date scheduled, but it should be understood that the trial may have

26 to await the completion of other cases.

**COOPERATION:**

As required by CR 37(a), all discovery matters are to be resolved by agreement if possible. Counsel are further directed to cooperate in preparing the final pretrial order in the format required by CR 16.1, except as ordered below.

**EXHIBITS:**

The original and one copy of the trial exhibits are to be delivered to chambers five days before the trial date. Each exhibit shall be clearly marked. Exhibit tags are available in the Clerk's Office. The Court hereby alters the CR 16.1 procedure for numbering exhibits: plaintiff's exhibits shall be numbered consecutively beginning with 1; defendant's exhibits shall be numbered consecutively beginning with the next number series not used by plaintiff. Duplicate documents shall not be listed twice: once a party has identified an exhibit in the pretrial order, any party may use it. Each set of exhibits shall be submitted in individual file folders with appropriately numbered tabs.

**SETTLEMENT:**

Should this case settle, counsel shall notify Rhonda Miller as soon as possible at 206-370-8518. Pursuant to GR 3(b), an attorney who fails to give the Deputy Clerk prompt notice of settlement may be subject to such discipline as the Court deems appropriate.

DATED: The 15th of November 2011

s/ Marsha J. Pechman  
Honorable Marsha J. Pechman  
United States District Judge